



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named

Inventor : Joseph A. Marino

Appln. No. : 10/666,081

Filed : September 18, 2003

Title : ASD CLOSURE DEVICE WITH SELF
CENTERING ARM NETWORK

Docket No. : C516.12-0007

Group Art Unit: 3731

Examiner: Kathleen C.
Sonnnett

**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING
REJECTION (37 C.F.R. 1.321(c))**

Mail Stop Amendment
Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SENT VIA EXPRESS MAIL

Express Mail No.: EV 760047358 US

Interest of Person Making This Disclaimer

I, David R. Fairbairn, represent that I am

☐ an inventor of this invention.

☐ an assignee of this invention.

☒ a representative authorized to sign on behalf of the assignee of this
invention.

Identity of Assignee

The assignee is Cardia, Inc., 2900 Lone Oak Parkway, Eagan, Minnesota 55121.

Extent of Interest

The extent of my interest is in

☒ the whole of this invention.

☐ a sectional interest in this invention as follows:

07/12/2006 MAHME1 00000056 10666081

01 FC:1814	130.00 OP
02 FC:1814	130.00 OP
03 FC:1814	130.00 OP

Disclaimer

I hereby disclaim the term of any patent granted on the above-identified application subsequent to

[X] the full term of United States Patent Nos. 6,960,220; 6,379,368; 6,206,907; 6,656,206 and 6,960,224, as presently shortened by any terminal disclaimer,

or

[X] the term of any patent granted on application number 10/348,701, and hereby agree that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to

[X] United States Patent Nos. 6,960,220; 6,379,368; 6,206,907; 6,656,206 and 6,960,224,

[X] any patent granted on application number 10/348,701, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantor, its successors or assigns.

I do not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term of

[X] United States Patent Nos. 6,960,220; 6,379,368; 6,206,907; 6,656,206 and 6,960,224, as presently shortened by any terminal disclaimer

[X] any patent granted on application number 10/348,701


in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321(a), has all claims canceled by a reexamination certificate, or is otherwise terminated prior to expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

Inventor: Joseph A. Marino

Application No.: 10/666,081

- 3 -

CARDIA, INC.

By: 
David R. Fairbairn, Reg. No. 26,047
Attorney of Record

Date: 7/7/06

Inventor: Joseph A. Marino

Application No.: 10/666,081

- 4 -

Fee Status

(37 C.F.R. 1.20(d))

☐ other than a small entity \$780.00

☒ small entity status of this application is/has been asserted.
See 37 C.F.R. 1.27

\$ 390.00

Respectfully submitted,

KINNEY & LANGE, P.A.

Date: 7/7/06

By: 
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DRF/TDM:hlw